

REMARKS

Claims 1-2, 5, 9-13, 18, 20-21, 23-30, 33-35, 39-41 and 45-53 have been amended. All amendments are fully supported by the original disclosure. No new matter has been introduced.

Duplicated claim 32 has been renumbered as claim 57.

Claims 1-2, 5, 9-15, 18, 20-21, and 23-57 are now pending.

Claims 1, 28 and 39 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Jaisimha (US Patent No. 6,487,663) in view of Jones (US Patent No. 6,453,355).

In response, Applicant has further amended claims 1, 28 and 39 to further particularize the present invention. In particular, claims 1, 28 and 39 have been amended to include in substance the limitations that the media data servers are separate and independently operated from the meta data server(s). The independent operation includes without substantive continuous observing by, and communicating with the meta data server (hereinafter, the Independent Operation limitations). Thus, when viewed as a whole (as required by law), the invention being claimed requires a novelty Independent Operation architecture for the meta and media servers.

Jaisimha merely teaches the web server and media server may be implemented on different computer systems, however, they operate in tandem, and regularly communicate with each other (see e.g. col. 8, lines 19-24). Jones merely teaches the serving of a media file (having meta data interleaved therein) from an integrated web server system (see e.g. Fig. 6). Thus, Jaisimha and Jones do not teach or suggest the above discussed required limitations of the present invention, individually or in combination.

Therefore, for at least the above reasons, claims 1, 28 and 39 are patentable over Jaisimha and Jones combined.

Claims 2, 5 and 27 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Chen (US Patent No. 6,412,004) in view of Jaisimha. In response, claims 2, 5 and 27 have been likewise amended as claims 1, 28 and 39.

Chen merely teaches the employment of meta servers and media servers that are tightly coupled, including the continuous monitoring of the media servers by meta servers (see e.g. col. 11, lines 1-3). As discussed earlier, Jaisimha teaches the web server and media server may be implemented on different computer systems, however, they operate in tandem, and regularly communicate with each other (see e.g. col. 8, lines 19-24). Thus, Chen and Jaisimha do not teach or suggest the above discussed required “Independent Operation” limitations of the present invention, individually or in combination.

Therefore, for at least the above reasons, claims 2, 5 and 27 are patentable over Chen and Jaisimha combined.

Claims 9, 33 and 45 stand rejected under sec 103(a) in view of Chen and Jones. Claims 9, 33 and 45 have been likewise amended as claims 1, 28 and 39. Thus, for at least the same reasons discussed above for claims 1, 2, 5, 27-28 and 39, claims 9, 33 and 45 are patentable over Chen and Jones.

Claims 10-15, 23, 25, 35-38 and 47-50 stand rejected under sec 103(a) in view of Chen and Jones, and further in view of Hazra. Claims 10-15, 23, 25, 35-38 and 47-50 depend on either claim 9, 33 or 45, incorporating their limitations. Therefore, for at least the same reasons, claims 10-15, 23, 25, 35-38 and 47-50 are patentable over Chen and Jones.

Hazra does not remedy the above discussed deficiencies of Chen and Jones. Thus, for at least the same reasons, claims 10-15, 23, 25, 35-38 and 47-50 are patentable over Chen and Jones, even when combined with Hazra.

Claims 18, 21, 34 and 46 stand rejected under sec 103(a) in view of Chen and Jones, and further in view of Wiser. Claims 18, 21, 34 and 46 depend on either claim 9, 33 or 45, incorporating their limitations. Therefore, for at least the same reasons, claims 18, 21, 34 and 46 are patentable over Chen and Jones.

Wiser does not remedy the above discussed deficiencies of Chen and Jones. Thus, for at least the same reasons, claims 10-15, 23, 25, 35-38 and 47-50 are patentable over Chen and Jones, even when combined with Wiser.

Claim 20 stands rejected under sec 103(a) in view of Chen and Jones, and further in view of Takahito. Claim 20 depends on claim 9, incorporating its limitations. Therefore, for at least the same reasons, claim 20 is patentable over Chen and Jones.

Takahito does not remedy the above discussed deficiencies of Chen and Jones. Thus, for at least the same reasons, claim 20 is patentable over Chen and Jones, even when combined with Takahito.

Claims 24, 29 and 40 stand rejected under sec 103(a) in view of Jaisimha and Jones, and further in view of Wiser. Claims 24, 29 and 40 depend on either claim 1, 28, or 39, incorporating their limitations. Therefore, for at least the same reasons, claims 24, 29 and 40 are patentable over Jaisimha and Jones.

Wiser does not remedy the above discussed deficiencies of Jaisimha and Jones. Thus, for at least the same reasons, claims 24, 29 and 40 are patentable over Jaisimha and Jones, even when combined with Wiser.

Claims 25, 30-32 and 41-44 stand rejected under sec 103(a) in view of Jaisimha and Jones, and further in view of Hazra. Claims 25, 30-32 and 41-44 depend on either claim 1, 28, or 39, incorporating their limitations. Therefore, for at least the same reasons, claims 25, 30-32 and 41-44 are patentable over Jaisimha and Jones.

Hazra does not remedy the above discussed deficiencies of Jaisimha and Jones. Thus, for at least the same reasons, claims 25, 30-32 and 41-44 are patentable over Jaisimha and Jones, even when combined with Hazra.

Claims 51-52 and 54-56 stand rejected under sec 103(a) in view of Jaisimha. Claim 51 has been similarly amended as claim 1. Thus, for at least the same reasons, claims 51 is patentable over Jaisimha.

Claims 52 and 54-56 depend on claim 51, incorporating its limitations. Therefore, for at least the same reasons, claims 51 and 54-56 are patentable over Jaisimha.

Claim 53 stands rejected under sec 103(a) in view of Jaisimha and Chen. Claim 53 depends on claim 51, incorporating its limitations. Therefore, for at least the same reasons, claim 53 is patentable over Jaisimha and Chen.

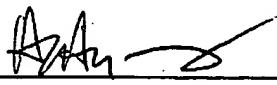
Conclusion

In view of the foregoing, Applicant respectfully submits that claims 1-2, 5, 9-15, 18, 20-21, and 23-57 are in condition for allowance. Early issuance of the Notice of Allowance is respectfully requested.

Please charge any shortages and credit any overages to Deposit Account
No. 500393.

Respectfully submitted,
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